

(1996 supp.), a court does not have jurisdiction to consider a petition filed outside the one year statute of limitation unless one of three limited exceptions applies.

In the present case, the petitioner filed his petition on July 11, 1996. Accordingly, the petition is governed by the 1995 Post-Conviction Act. The petition in this case, however, was filed outside the statute of limitation set forth in T.C.A. § 40-30-202(a), which deprived the trial court of jurisdiction to entertain the petition. Moreover, the petitioner has failed to show that any of his claims fall within one of the exceptions set forth in T.C.A. § 40-30-202(b).

It is, therefore, ORDERED that the state's motion is granted, and, pursuant to Rule 20, Rules of the Court of Criminal Appeals, the judgment of the trial court is affirmed. Costs of the appeal shall be assessed against the petitioner.

Enter, this the ____ day of June, 1997.

DAVID G. HAYES, JUDGE

JOE B. JONES, PRESIDING JUDGE

PAUL G. SUMMERS, JUDGE